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TO: Ms. Tracy Woods

LARWOOD

320 West 4th Street, Suite 200

Los Angeles, CA 90013

FAX NO.: (213) 576-6640

DATE: April 8, 2009

NO. OF PAGES: 4 (includes cover sheet)

RE: NPDES Amendment for the County of
Ventura Watershed Protection District
the County of Ventura and Incorporated
Cities Therein (Municipal Separate Storm
Sewer System).

3152 Shad Court
Simi Valley, CA 93063
April 8, 2009

Ms. Tracy Woods
LARWQCB
320 West 4th Street, Suite 200
Los Angeles, CA 90013

Re: NATIONAL POLLUTANT DISCHARGE ELIMINATION PERMIT
AMENDMENT for THE COUNTY OF VENTURA WATERSHED
PROTECTION DISTRICT THE COUNTY OF VENTURA AND
INCORPORATED CITIES THERIN (Municipal Separate
Storm Sewer System).*

Dear Ms. Woods:

After reading all of the 2009 Tentative Ventura Countywide MS4 NPDES Permit related documents; the Los Angeles Regional Water Quality Control Board's April 2, 2009 Basin Plan Triennial Review Workshop's Inventory of Basin Plan Issues Raised by Stakeholders in Fall 2008; the State Water Resources Control Board's 2008 ACCOMPLISHMENTS REPORT (February 2009) and Draft Annual Enforcement Report for Fiscal Year 2007-2008; the Ventura County Watershed Protection District's Board of Supervisors' March 3, 2009 approved Ventura Countywide Stormwater Quality Management Program, NPDES Permit NO. CAS004002, Annual Report; the released Boeing Santa Susana Field Laboratory RCRA RFI Groups' Reports, and the SSFL's pending NPDES Permit Tentative Order; and various other tentative NPDES permits related documents, as well as taking into consideration my concerns expressed in former letters submitted on this subject, I am opposed to this Amendment for the reasons stated in my letters and evidentiary materials previously submitted, and for the following reasons.

TENTATIVE ORDER 09-XXXX DOCUMENTS

- #1 - While the Tentative Order's cover page states ORDER 09-xxx (an error), Page 1 of 121 states "ORDER 08-xxx"!!!

- #2 - The Public Notice misspelled "THEREIN" *.
- #3 - The February 24, 2009 letter from the LARWQCB Chief Deputy to Mr. Jeff Pratt, was addressed to him as Director of the "Ventura Watershed Protection District", not the Ventura County Watershed Protection District (legal name) which confuses matters with the City of Buenaventura.

TENTATIVE ORDER 09-XXXX

- #1 - Page 12 of 121, it is stated under the "Third" paragraph that "the local agency Permittees have the authority to levy service charges, fees, or assessments sufficient to pay for compliance with this Order subject to certain voting requirements contained in the California Constitution..." No where in the Order, not on Pages 27 (number 19), 28 (number 22), 38 (Section C.1. (a)), and 39 (Section E.1. (h)) are the fraudulent existing Ventura County Watershed Protection District (formerly the Ventura County Flood Control District) Benefit Assessment Program NPDES fees mentioned. These fees have not been rescinded, and if anything the bill (Nava) authorizing the Ventura County Watershed Protection District to levy property-related fees is deficient.
- #2 - Page 22 of 121, it is stated under "2." that "The objective of this Order is to ensure that discharges from the MS4 in Ventura County comply with water quality standards, including protecting the beneficial uses of receiving waters." Reading The Boeing Company's comments in the Basin Plan Triennial Review's Inventory, and the possibility of the DTSC allowing a Permit-by-Rule mitigating activity, this Ventura Countywide NPDES Permit will not "ensure" that discharges from the MS4 in Ventura County comply with water quality standards, including protecting the beneficial uses of receiving waters". Contamination from the SSFL has for years impacted the "Calleguas MS4 permittees" and the "Malibu MS4 permittees" (Pages 85 to 92, PART 6 - TOTAL MAXIMUM DAILY LOAD PROVISIONS)

NPDES Permit program costs to comply with the Clean Water Act standards, and if The Boeing Company's proposed Basin Plan changes, and the DTSC non-RCRA mitigating activity are implemented, these entities and their constituents will be burdened forever in order to comply because of this discharger's impacts.

#3 - Page 24 of 121, under number 9, it is stated that "This Order also provides flexibility for Permittees to seek authorization from the Regional Water Board Executive Officer to substitute a BMP under this Order with an alternative BMP..."

#4 - Page 115 of 121, under Section H. Signatory Requirements 1, it is stated "Except as otherwise provided in this Order all applications, reports, or information submitted to the Regional Water Board shall be signed by the City Manager or Mayor, or authorized designee and certified as set forth in 40 CFR 122.22."

Ms. Woods, I will submit the rest of my comments on this Amended Ventura Countywide MS4 NPDES Permit Tentative Order in a follow-up letter.

Sincerely,



Mrs. Teresa Jordan